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APPLICATION NUMBER

Paul J. Farrell, Esq.

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/646,918

333 Earle Ovington Blvd.

Uniondale, NY 11553

DILWORTH & BARRESE, LLP

08/22/2003

Young-Se Kim

678-1252 (P11372)

CONFIRMATION NO. 1945

FORMALITIES LETTER

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Date Mailed: 07/29/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/29/2004 HLE333

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130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

\$130 Late oath or declaration Surcharge.

Replies should be mailed to:

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Commissioner for Patents

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A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Young-Se KIM

Group Art Unit: 2681

Serial No.:

10/646,918

Docket: 678-1252

Filed:

August 22, 2003

Dated: September 27, 2004

For:

PORTABLE DIGITAL COMMUNICATION DEVICE

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION

Sir:

In response to the Notice to File Missing Parts of Non-Provisional Application, dated July 29, 2004, Applicant encloses herewith a properly executed original Declaration and Power of Attorney in compliance with 37 C.F.R. §1.63. Also enclosed is a check for \$130.00 to cover the surcharge under 37 C.F.R. §1.16(e) along with a copy of the Notice to File Missing Parts of Non-Provisional Application.

If the enclosed check is insufficient for any reason or becomes detached, please charge the required fee under 37 C.F.R. §1.16(e) to Deposit Account No. <u>04-1121</u>. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully, subraitted,

Paul J. Farrell

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 27, 2004.

Dated: September 27, 2004

Paul I. Farrell

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